



BOARD OF PUBLIC WORKS & SAFETY JUNE 9, 2005 MINUTES

Mayor Charles Henderson called the meeting to order at 8:32 a.m.

PRESENT:	Board members Warren Beville, Mayor Henderson, Kevin Hoover; City Attorney Shawna Koons-Davis; Director of Engineering Paul Peoni; and Deputy Clerk Kathie Fritz.
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Mr. Beville moved to accept the minutes of May 19, 2005 as presented. Second by Mr. Hoover. Vote: Ayes.

Regarding Shepherds Grove, Section 2, Mr. Peoni referred to the minutes of December 4, 2003 where the Sewer Service Agreement was directed to be prepared, with the Mayor authorized to sign. It is his understanding that a Sewer Service Agreement has not been executed for Shepherds Grove, Section 2. Mr. Peoni considers this item of business another request for a Sewer Service Agreement, he said, instead of an extension. In response to Mr. Hoover, Mr. Peoni indicated that this property is where the new Wal-Mart was possibly going to be built, and that is probably why the Sewer Service Agreement was delayed. Mr. Hoover then moved to direct staff to take the necessary and appropriate steps for preparation of a Sewer Service Agreement for Shepherds Grove, Section 2. Second by Mr. Beville. Vote: Ayes.

For Southern Pines, Section 3 John Grimes of Projects Plus came forward to request acceptance of the sanitary sewers, acceptance of the maintenance bond for the sanitary sewers, acceptance of the performance bonds and execution of the plat. The amounts and improvements shown on the bonds are correct and approved by the Engineering Department. A final field inspection shows that the improvements appear to have been satisfactorily installed. Mr. Peoni clarified that this is one of the last subdivisions that was passed under the old Subdivision Control Ordinance, under which performance guarantees could be posted and the plat recorded. Mr. Hoover then moved to:

- 1) Accept the sanitary sewers at Southern Pines, Section 3, subject to Keith Meier, Sanitation Superintendent approval.
- 2) Accept (3) year maintenance bond #5014749 in the amount of \$11,690 from Bond Safeguard Insurance Company for the sanitary sewers at Southern Pines, Section 3.
- 3) Accept performance bond #2166839 in the amount of \$205,566 from Insurance Company of the West for the installation of the dirtwork and storm sewers at Southern Pines, Section 3.
- 4) Accept performance bond #2165392 in the amount of \$78,777 from Insurance Company of the West for the installation of the erosion control at Southern Pines, Section 3.
- 5) Accept performance bond #2167801 in the amount of \$125,525.40 from Insurance Company of the West for the installation of the stone base, bituminous base and bituminous binder at Southern Pines, Section 3.
- 6) Accept performance bond #2167800 in the amount of \$43,131 from Insurance Company of the West for the installation of the concrete curbs at Southern Pines, Section 3.
- 7) Accept performance bond #2167802 in the amount of \$17,888.75 from Insurance Company of the West for the installation of the bituminous surface and tack coat at Southern Pines, Section 3.
- 8) Accept performance bond #2167804 in the amount of \$3,543.10 from Insurance Company of the West for the installation of the signs and monuments at Southern Pines, Section 3.
- 9) Accept performance bond #2167803 in the amount of \$46,754.40 from Insurance Company of the West for the installation of the sidewalks at Southern Pines, Section 3.
- 10) Execute the plat, all contingent upon:
 - a) Final payment of any Inspection & Testing fees, if applicable.
 - b) Final review and approval of the performance bonds by the Law Department.
 - c) Final review and approval of the plat by the Engineering and Planning Departments.

Second by Mr. Beville. The Engineering Department will hold the plat until the other items are taken care of. Vote: Ayes.

Mr. Grimes also represented University Park, Section 3, to ask for acceptance of improvements, acceptance of maintenance and performance bonds, and execution of the plat. Mr. Peoni clarified that this is the CDI "doubles" portion of University Park near Main Street. The amounts and improvements shown on the bonds are correct and approved by the Engineering Department. The Law Department has approved the form of the bonds. A final field inspection shows that the improvements appear to have been satisfactorily installed but the sanitary sewers are dependent upon the Eastside Interceptor, which still has not been substantially completed. This brings up the issue of building permits for Section 3, said Mr. Peoni. Mr. Hoover moved to:

- 1) Accept the sanitary sewers at University Park, Section 3, subject to Keith Meier, Sanitation Superintendent, approval. **(NO DOWNSTREAM CAPACITY AT THIS TIME).**
- 2) Accept three (3) year maintenance bond #5014742 in the amount of \$16,410 from Bond Safeguard Insurance Company for the sanitary sewers at University Park, Section 3.
- 3) Accept the dirtwork and storm sewers at University Park, Section 3.
- 4) Accept three (3) year maintenance bond #5014741 in the amount of \$30,887.60 from Bond Safeguard Insurance Company for the dirtwork and storm sewers at University Park, Section 3.
- 5) Accept the stone base, bituminous base, bituminous binder and concrete curbs (streets) at University Park, Section 3.
- 6) Accept three (3) year maintenance bond #104510583 in the amount of \$11,702 from St. Paul Fire and Marine Insurance Company for the stone base, bituminous base and bituminous binder (streets) at University Park, Section 3.
- 7) Accept three (3) year maintenance bond #5016409 in the amount of \$5,042 from Bond Safeguard Insurance Company for the concrete curbs at University Park, Section 3.
- 8) Accept performance bond #5014738 in the amount of \$8,357.25 from Bond Safeguard Insurance Company for the installation of the bituminous surface and tack coat at University Park, Section 3.
- 9) Accept performance bond #5014740 in the amount of \$1291.40 from Bond Safeguard Insurance Company for the installation of the signs and monuments at University Park, Section 3.
- 10) Accept performance bond #5014739 in the amount of \$26,995.10 from Bond Safeguard Insurance Company for the installation of the sidewalks at University Park, Section 3.
- 11) Execute the plat (which will be held by the Engineering Department), all contingent upon:
 - a) Final approval letter from Keith Meier for the sanitary sewers.
 - b) Receipt of two (2) sets of mylar as-builts by the Engineering Department.
 - c) Final payment of any Inspection & Testing fees, if applicable.
 - d) Final review and approval of the plat by the Engineering and Planning Departments.

Second by Mr. Beville. Vote: Ayes. The Board went back to the permit issue at this time and heard comments from Mr. Meier, who indicated that Section 3 flows through Section 1 and Section 2 and then through the offsite by Precedent, which has not been fully dedicated to the City. There are still issues with the Eastside Interceptor that are delaying acceptance of Precedent's offsite sewer. Mr. Peoni told the Board that there was confusion with the building permits for the first two sections, and the homebuilder has connected to the sanitary sewers and should not have, because nothing has changed with regard to the Eastside Interceptor. Ed Ferguson, Director of Planning, Zoning, Research & Development, commented that, per our ordinance, final approval and recording of the plat triggers the issuance of building permits. Sections 1 and 2 have recorded plats. Since there was a condition that they were not to connect to the sanitary sewers, the Planning Department put stickers to that effect on the permits. Mr. Ferguson described a conversation with Mr. Meier a week or so ago, from which he understood that the lift station could be operated manually and the Planning Department could release building permits, noting that he and Mr. Meier might not have been clear with each other. He understands that there are additional problems with the lift station, and Mr. Meier does not want sewer permits issued. Mr. Hoover asked what the downside would be for the City if we issued the same kind of conditional building permits for Section 3 that we did for Sections 1 and 2. Mr. Ferguson noted the public relations problem that would arise from future homeowners. This led to discussion of the temporary lift station solution that was initially discussed for University Park. That design was removed from the approved plan once the offsite sanitary sewer easements were obtained. Mr. Meier does not have an answer on the problems with the Eastside Interceptor lift station from the consultants yet; he is waiting to hear back from them to make sure he is comfortable that it is not a major problem. After more discussion, Mr. Hoover suggested that the City bite the bullet on the public relations issue and issue conditional building permits for Section 3 as we did for Sections 1 and 2 and thought we should still try to find a reasonable alternate solution. Mr. Hoover then moved to direct the Planning Department to issue

conditional building permits with the proviso that there is no sanitary sewer hook-on. Second by Mr. Beville. Vote: Ayes.

Regarding the Chateaux at Woodfield, Section 2, Mr. Grimes requested acceptance and execution of off-site plat-over sanitary sewer easements and a Dedication of Public Right-of-Way. The legal descriptions and graphic exhibits have been reviewed and approved by the Engineering Department and the form has been approved by the Law Department. Mr. Beville moved to:

- 1) Accept and execute four (4) plat-over sanitary sewer easements.
- 2) Accept and execute one (1) Dedication of Public Right-of-Way.

Second by Mr. Hoover. Vote: Ayes.

Mr. Grimes, for Crooked Bend Subdivision, Section 5B, asked for acceptance and execution of two (2) plat-over drainage easements, two (2) plat-over variable drainage easements and one (1) plat-over sanitary sewer easement. Once again the legal descriptions and graphic exhibits have been reviewed and approved by the Engineering Department and the form has been approved by the Law Department. Mr. Hoover moved to:

- 1) Accept and execute the two (2) plat-over drainage easements.
- 2) Accept and execute the two (2) plat-over variable drainage easements.
- 3) Accept and execute one (1) plat-over sanitary sewer easement.

Second by Mr. Beville. Vote: Ayes.

Larry Shaub, President of the Shaub CPA Group, 584 N. Emerson Avenue (Lot 10, Greenwood Industrial Airpark), came forward to ask for acceptance of improvements, acceptance of maintenance bonds, and release of performance bonds. Mr. Peoni confirmed that all items appear to have been satisfactorily installed and he has received acceptable paper as-builts. The amount shown on the maintenance CD is correct. Mr. Hoover then moved to:

- 1) Acknowledge that the private improvements of dirtwork and storm sewers have been installed in reasonable compliance with the approved design plans for Lot 10, Greenwood Industrial Airpark.
- 2) Release performance certificate of deposit (CD) #42382 in the amount of \$17,617 from Lincoln Bank South for the installation of the private dirtwork and storm sewers at Lot 10, Greenwood Industrial Airpark.
- 3) Acknowledge that the private improvement of erosion control has been installed in reasonable compliance with the approved design plans for Lot 10, Greenwood Industrial Airpark.
- 4) Release performance CD #42384 in the amount of \$4,308 from Lincoln Bank South for the installation of the private erosion control at Lot 10, Greenwood Industrial Airpark.
- 5) Accept the street improvements in the public right-of-way at Lot 10, Greenwood Industrial Airpark.
- 6) Accept three (3) year maintenance CD #4401623 in the amount of \$1,109 from Lincoln Bank South for the street improvements in the public right-of-way at Lot 10, Greenwood Industrial Airpark.
- 7) Release performance CD #42385 in the amount of \$5,543 from Lincoln Bank South for the installation of the street improvements in the public right-of-way at Lot 10, Greenwood Industrial Airpark, all subject to:
 - a) Receipt of final mylar as-builts.
 - b) Payment of final Inspection & Testing fees, if applicable.

Second by Mr. Beville. Vote: Ayes.

Code Enforcement Officer John Myers came forward to discuss nuisance complaints. He first reported that the following complaints have been abated:

413 Glenn Drive
603 E. Main Street
1462 Millridge Drive
1331 Sanner Drive
207 Westridge Place

At the request of Code Enforcement, Mr. Hoover moved to continue the issue concerning 68 Westridge Place. Second by Mr. Beville. Vote: Ayes.

The first complaint was at 149 Kensington Park Road. This is an abandoned house, where the utilities were shut off in February or March. Code Enforcement found evidence that someone is living there and Mr. Myers went next door to talk with the plaintiff, who advised that is true. The owner of the property,

Michael Layman, is now residing with his parents in Franklin. The mother advised that Michael is going to college, has moved back home, and they were going to let the property go back to the mortgage company. The certified letter sent to Tempe, Arizona was received by Michael Layman and was also received at the Franklin address. Mr. Myers advised Ms. Layman that they still owned the property and are responsible for it. Apparently they mowed the front yard, hired somebody, but the grass is too high to mow in the back. The property remains in violation. Mr. Beville moved to find that a nuisance exists at 149 Kensington Park Road, direct staff to send a 7 day Order of Abatement and if the nuisance is not abated that the City Attorney take the steps she deems necessary to abate the nuisance and charge the cost back to the owner. Second by Mr. Hoover. Vote: Ayes.

At 354 E. Main Street, there is a violation of high grass and trash. The property has been taken back by the mortgage company and is in a sheriff's sale June 16th. Beneficial Mortgage was sent a certified letter, which has been received. The violation still exists. Mr. Beville moved to find that a nuisance exists at 354 E. Main Street, direct staff to send a 7 day Order of Abatement, and if the nuisance is not abated that the City Attorney be directed to take the steps she deems necessary to abate the nuisance and charge the cost back to the owner. Ms. Koons-Davis explained that the lien may not be put on the property until after the sale, since we must send them an invoice and allow 30 days for them to pay. The City may not recover the cost. Second by Mr. Hoover. Vote: Ayes.

At 449 Park Drive, Code Enforcement observed high grass on 5/13/05. They left a 10-day notice and checked sanitation records, which showed the owners at John P. and Linda S. Scott. Code Enforcement got a call yesterday from Karen Sanders of Aurora Loan who said they have a mowing company scheduled to mow the property today. At this point, the property is still in violation. Mr. Hoover moved to find that a nuisance exists at 449 Park Drive because of high grass, to direct the City Attorney to take steps to remedy the situation and issue a 7 day letter at noon Friday to give them opportunity to mow. Failing that, the City Attorney is directed to take all steps necessary to abate the nuisance and charge the cost against the property owner. Second by Mr. Beville. Vote: Ayes.

On 5/16/05 Code Enforcement got a call from the homeowners' association about a violation of high grass at a vacant property at 1416 Sanner Drive. They left a 10 day notice. A certified letter was sent to the owner and a return receipt has come back. Neighbors are mowing the front yard but the back yard grass remains high, and a violation still exists. Mr. Hoover moved to find that a nuisance exists at 1416 Sanner Drive because of high grass and weeds, to direct the City Attorney to issue a 7 day Order of Abatement, and failing that that she takes all steps she deems appropriate to abate the nuisance and collect the cost back against the property owner. Second by Mr. Beville. Vote: Ayes.

Rosemary Cooley on the staff of First Baptist Church, 99 W. Main Street, had called Code Enforcement with a request to temporarily close the alley at the south end of their property that runs from the church parking lot to Meridian Street. This would be closed for Vacation Bible School starting 8:00 a.m. June 13th to no later than 12:30 p.m. on Friday, June 17th. Mr. Beville moved to allow this request. Second by Mr. Hoover. Vote: Ayes (Abstain – Mayor Henderson).

From the audience Jeff Clayton of Lauth Property Group, accompanied by Doug Fisher of that office, came forward regarding the proposal to vacate a legal drain through Johnson County on property that they own between Graham Road and I-65, just south of County Line Road. He recounted that he had appeared before the Board of Public Works & Safety on April 7th and described their status with the Johnson County Drainage Board. They believe they have reached an agreement in principle on the terms of the easement they will grant to the City to drain the property. They expect to receive approval of the project from the Drainage Board at their meeting on June 21st and they intend to have the final easement agreement with the City worked out before that meeting so they can take the executed agreement with them. Mr. Peoni commented that there are plans to put in detention ponds on their site by the water tower. He indicated that the City needs a route to drain Graham Road once it is rebuilt and also a route is needed to perpetuate some legal field tiles in the area. Mr. Peoni has talked with Mr. Clayton about those plans and told the Board that the concept seems acceptable but he would need to see final plans. There have been conversations between Lauth and the Director of Operations about the possibility of upgrading the pipe from Graham Road to the temporary ditch. Mr. Peoni does not know where that stands at this point. Lauth has agreed in principle to provide a 48" pipe or the equivalent in open drainage. Mr. Gabehart confirmed that there was agreement in principle. The City Attorney noted that she needs specifics in order to prepare the easement agreement, and Mr. Clayton indicated that they have a draft of an easement agreement they could fax to her even today. He went on to discuss the route and details of the easement. Maintenance would be the responsibility of the developer. Ms. Koons-Davis indicated that the right to make technical changes in the future would have to be done by separate

agreement. After more discussion Mr. Hoover moved to conceptually approve the plan to accept an easement agreement with respect to the drainage proposal presented today that would replace utilization of the ditch, with the terms and conditions of the easement and the agreement to be determined by the Mayor, and that the Mayor be authorized to sign any agreement on the Board's behalf, after approval by the Law Department and the Engineering Department. Second by Mr. Beville. Vote: Ayes.

Arnold Kaptain, Office Manager of the Sanitation Billing Office, was next to discuss a supplement to their Professional Services budget. This would be mostly for accounting consultants Sherman & Armbruster. Mr. Kaptain said that the budget began with \$12,000. They received and paid an invoice from June 2004 through January 2005 for \$9,739, leaving a balance of \$2,261. There is a current invoice in the amount of \$2,467, noted Mr. Kaptain, leaving a deficit for the year of \$206. His calculations show that we have been billed for roughly 30 billable hours. They anticipate using the firm for an average of 20 hours per month through the end of the year. Based on those figures and the average cost per hour of staff, Mr. Kaptain requested an additional \$18,000 in that account. Mr. Hoover moved to grant the request to transfer \$18,000 into the Professional Services account of the Sanitation Billing Office – 67.5% from Sewage Works Operating and 32.5% from Waste Management. Second by Mr. Beville. Vote: Ayes.

Human Resources Director Carolyn Gaier was present regarding Board of Works Resolution No. 05-02 Providing an Additional Appropriation from the Sanitation Operating Fund of \$1,000 to the City of Greenwood Human Resources Department Salaries. Mr. Beville moved to approve this resolution. Second by Mr. Hoover. Vote: Ayes.

Sanitation Superintendent Keith Meier next presented Change Order #3 from Bowen Engineering for the Eastside Interceptor, Phase IIB. This should be the final change order, he noted. The main item in the \$51,464 total was \$35,000 for remobilization work. This increases the total of the contract to \$4,270,639. Mr. Meier indicated that monies are available. Mr. Hoover moved to approve Change Order #3. Second by Mr. Beville. Vote: Ayes.

Mr. Meier then moved on to equipment needs, and told the Board that television equipment and a dump truck need to be replaced and asked permission to go out for bids. Mr. Beville moved to authorize preparation of bid packages to purchase the equipment as needed. Second by Mr. Hoover. Vote: Ayes.

On her Status of Tasks, the City Attorney first brought up the Republic Services Trash/Curbside Recycling Service Contract, which expires November 3, 2005. It may be renewed one time under Indiana Law. If the City is dissatisfied with the services we are to provide Republic Services notice of intent to terminate the contract within 120 days of the expiration date. Notice would have to be sent by July 3, 2005. Mr. Beville moved to renew the contract with Republic Services for another year and direct the City Attorney to draft all documents necessary to effectuate a renewal of the trash services agreement and authorize the Mayor to sign any and all such documents on the Board's behalf. Second by Mr. Hoover. Vote: Ayes.

Ms. Koons-Davis reported that Chief Dhondt attended the Greenwood Building Corporation meeting on May 4th to discuss roof repairs needed at Fire Department Headquarters. On May 23, 2005 the Greenwood Building Corporation inspected the site, determined that the roof repairs were necessary and agreed to pay for them. An informal quote received totals \$75,000 so bids will be needed. The City Attorney advised that both the Board of Public Works and Safety and the Building Corporation should take action to authorize the preparation of a bid package for the roof repairs in accordance with Indiana Public Works law. Mr. Hoover then moved to authorize the Fire Chief to proceed with the preparation of bid specifications for necessary roof repairs to Fire Station One/Fire Headquarters for presentation and future approval by the Board, all in accordance with the Indiana Public Works law. Second by Mr. Beville. Vote: Ayes.

Mr. Peoni on his Status of Tasks first discussed the offsite sanitary sewer easement for Harrison Crossing, Section 2. The legal description and graphic exhibit have been reviewed by the Engineering Department and found acceptable. The Law Department prepared the body of the document. Mr. Hoover moved to accept the offsite sanitary sewer easement for Harrison Crossing, Section 2. Second by Mr. Beville. Vote: Ayes.

Regarding the Dairy Queen on State Road 135, Mr. Peoni stated that they had come before the Board in 2003 through Maurer & Smithers to have an entrance put on to Marlin Drive for easier access. They received permission to do that. The Engineering Department approved a plan on the desired construction, and the owner had his contractor install the entrance. Mr. Peoni indicated that the entrance

is not close to what needs to be there and they have been reminded about this for the last year. The bank has notified the City that they are not going to renew the Letter-of-Credit (LOC) that is in place for that work, and it expires June 30, 2005. Mr. Peoni has notified the owner two or three times and was told that the entrance would be repaired. That has not happened and Mr. Peoni requested permission to begin the draw-down process as there has been no response. Mr. Beville moved to grant the request to begin the draw-down process. Second by Mr. Hoover. Vote: Ayes.

County Line Commons at Meridian Street and County Line Road also has LOC's in place. Mr. Peoni indicated that they are not close to having any improvements accepted and we have already received a letter from the bank saying they will not be renewing these LOC's as of August 4, 2005. There has been no response to our letter sent to the bank and the developer. Mr. Hoover moved to grant permission to begin the process for drawing down. Second by Mr. Beville. Vote: Ayes.

In the Woodgate Subdivision section off of Sheek Road, the homeowner at 1086 Sycamore Court asked the developer when his home was built to put in a depressed curb in front of his home, since he is handicapped and uses a cart to get to the street for his mail. This was done a couple of years ago for half of his driveway. The owner is now asking permission to put in a depressed curb for the rest of his driveway, saying that when people come over they may be blocking the depressed curb part of his driveway. The Mayor mentioned that some curbs on Sayre Drive are depressed and some aren't. Mr. Peoni said that was done because of grade and drainage issues. Mr. Beville moved to grant permission to allow the rest of the driveway at 1086 Sycamore Court to have a depressed curb for reasons of disability. Second by Mr. Hoover. Vote: Ayes.

Mr. Peoni next brought up the Stones Bay Commercial Lot #1. Sometime in December, 2004 the Engineering Department became aware that the Sgt. Peppers Chicken Restaurant was no longer in business at the strip center. Snappy Tomato Pizza had taken its place and customer seating was increased. The new restaurant never applied for an SAF before the change of business and calculations show that an additional SAF is due. The owner of the strip center is aware of this. The additional SAF has been due since February 2005 in the amount of \$5,378.90.

There was also another retailer in the Stones Bay Commercial Lot #1 strip center called J. Bottom Jewelers. They have moved and been replaced by the Ching Garden Oriental Restaurant. Once again no SAF was applied for before the change of business. A new SAF has also been calculated for the oriental restaurant and the owner was notified that an additional SAF is due. The additional SAF has been due since February 2005 in the amount of \$2,831.

The owner of the strip center, Mr. Pete Cleveland, was in attendance and he stated that he would pay the additional SAF due after he went to the Board on March 10th for acceptance of the relocated sanitary sewer at Stones Bay Commercial. Mr. Cleveland of TKC Properties agreed that they owe the additional SAF. He told the Board that the lease for these second-generation tenants indicated that they were to get their own permits and do their own building. This would not have crossed his desk, and they did not know they owed the fees until contacted by Gary Arnold. Mr. Cleveland proposed that they pay the additional SAF by July 31, 2005 or when they pull a permit for Lot #4, whichever occurs first. The relocated sanitary sewer was accepted contingent upon the Owner's Certificate being an original and having all proper signatures and the balance of the Inspection & Testing fees (in the amount of \$112.15) paid. Staff has the original Owner's Certificate but lacks the signature of the engineer for TKC Properties. Since Mr. Meier has issued his letter of acceptance for the sewer, Mr. Cleveland asked if that signature was needed, and Mr. Peoni confirmed that the signature would be needed as part of the paperwork. Mayor Henderson moved that Mr. Cleveland be allowed until July 31st to pay the additional SAF for Snappy Tomato Pizza Restaurant and Ching Garden Oriental Restaurant totaling \$8,209.90 or until he pulls permits for the other lot, whichever comes first. Second by Mr. Hoover. Vote: Ayes.

Norm Gabehart asked for direction on road cuts and right-of-way permits. He stated that he does not think the bonding for the utility road cuts is enough. Mr. Peoni confirmed that utility road cut permits are \$10 and there is a \$5,000 blanket bond for one year. Mr. Gabehart would like to research and re-evaluate those fees, currently set by ordinance. At the last Council meeting Mr. Deer brought up cuts on Broadway that have been in place for over a year and not repaired. The City Attorney will look into the issue.

Ms. Fritz described the Flexible Savings Account, noting that we are allowed to deduct \$500 from an employee's pay, pre-taxed, and they are reimbursed for any medical expenses that they have throughout the year. The IRS just passed a law allowing employees to use this money through 3½ months after year

the money was deducted. Currently, said Ms. Fritz, we have taken the money not used by the employee and put it back into the General Fund. Mayor Henderson moved that the Clerk-Treasurer be instructed to use the April 15th date as the cut off to use FSA money for the previous year, based on the IRS new rule. Second by Mr. Beville. Vote: Ayes.

Mr. Beville then moved to accept the claims as presented through June 9th. Second by Mr. Hoover. Vote: Ayes.

Mr. Beville indicated that he would not be able to attend the July 21st meeting and asked that it be moved to 6:00 p.m. on July 19th. At the consensus of the Board, Mr. Beville moved to change the July 21st meeting to July 19th at 6:00 p.m. Second by Mr. Hoover. Vote: Ayes.

Mayor Henderson had a note from Tammy Hall regarding vendor permits for the Freedom Festival. Mr. Hoover moved to ratify waiving for this year only the vendor permit application fee. Second by Mr. Beville. Vote: Ayes (Mayor, Abstain).

With no further business, the meeting adjourned at 10:17 a.m.